## United States Court of Appeals for the Fifth Circuit

No. 21-40259

United States Court of Appeals Fifth Circuit

**FILED** 

November 24, 2021

Lyle W. Cayce Clerk Plaintiff—Appellee,

versus

Jose Roman,

United States of America,

Defendant—Appellant.

Application for Certificate of Appealability from the United States District Court for the Southern District of Texas USDC No. 7:20-CV-102

ORDER:

IT IS ORDERED that the Appellant's motion for a certificate of appealability is DENIED.

IT IS FURTHER ORDERED that the Appellant's motion to proceed in forma pauperis is DENIED.

James C. Ho

United States Circuit Judge

WOIGIAL EMENT

A True Copy Certified order issued Jan 18, 2022

Clerk, U.S. Court of Appeals, Fifth Circuit